

FISCAL NOTE

HB 1434 - SB 1712

April 11, 2002

SUMMARY OF BILL: Amends TCA 54-5-136(a) by adding a sentence that states: *This section does not create a duty upon the department to remove all personal property encroachments from the rights-of-way of highways under its jurisdiction.*

ESTIMATED FISCAL IMPACT:

MINIMAL

Under present law, TCA 54-5-136(a), the department is authorized, but not required, to remove, store, sell and dispose of personal property encroachments on the rights-of-way of highways under its jurisdiction at the expense of the owner after having afforded the owner the opportunity to remove the same by notice mailed to the owner if such owner's name and address can be ascertained on diligent inquiry.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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